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OFFICE OF PETITIONS

In re Application of	:	
Jason R. Cooner, et. al.	:	
Application No. 10/696,388	:	ON PETITION
Filed: October 28, 2003	:	
Attorney Docket No. 9573-1	:	

This is a decision on the petition under 37 CFR 1.137(b), filed May 2, 2006, to revive the above-identified application.


The application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Nonprovisional Application mailed August 11, 2004. A Notice of Abandonment was mailed on May 11, 2005.

Petitioner should note that effective December 8, 2004, the statutory basic filing fee is listed as \$395, the late filing surcharge is \$65, and the fee for claims over 20 is listed as \$25 (\$25x11). Accordingly, a total of \$735 has been charged to petitioner's deposit account, as authorized.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an executed oath/declaration with the \$65 late filing surcharge, an abstract, \$395 for the statutory basic filing fee, and \$275 for claims over 20; (2) the petition fee of \$750; and (3) an adequate statement of unintentional delay. Therefore, the petition is **GRANTED**.

This application file is being referred to the Office of Initial Patent Examination for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.


Andrea Smith
Petitions Examiner
Office of Petitions